

REMARKS**Comments Regarding Restriction Requirement**

Applicants hereby elect, with traverse, to prosecute Group V, which corresponds to claims 1-6, 8, 10-11, and 15 drawn to a UDP-glucuronosyltransferase of SEQ ID NO:5 encoded by a polynucleotide of SEQ ID NO:10, vectors, host cells, and a method of making the polypeptides.

Minimal burden to search new claims 27-29

Applicants also respectfully submit that there is minimal additional burden on the Examiner to examine new claims 27-29, which are drawn to methods of using the elected polypeptides and polynucleotides. The search required to identify prior art relevant to these claims should substantially overlap with that required for examination of the elected polynucleotides and polypeptides of Group V.

Rejoinder of method claims upon allowance of product claims under U.S. practice

The Examiner is reminded that claims 12 (Group VII), 23 (Group X), 27, and 28, which are drawn to methods of using the elected polynucleotides, and claims 20 (Group IX), 24 (Group XI), and 29, which are drawn to methods of using the elected polypeptides, should be rejoined per the Commissioner's Notice in the Official Gazette of March 26, 1996, entitled "Guidance on Treatment of Product and Process Claims in light of *In re Ochiai*, *In re Brouwer* and 35 U.S.C. § 103(b)" which sets forth the rules, upon allowance of product claims, for rejoinder of process claims covering the same scope of products. Applicants request that claims 12 (Group VII), 23 (Group X), 27, and 28 and claims 20 (Group IX), 24 (Group XI), and 29 be rejoined and examined upon allowance of any of the claims drawn to the elected polynucleotides and polypeptides of Group V.

CONCLUSION

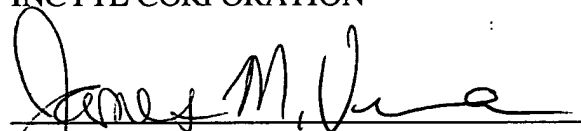
In light of the above amendments and remarks, Applicants submit that the present application is fully in condition for allowance, and request that the Examiner withdraw the outstanding objections/rejections. Early notice to that effect is earnestly solicited.

If the Examiner contemplates other action, or if a telephone conference would expedite allowance of the claims, Applicants invite the Examiner to contact the undersigned at the number listed below.

Applicants believe that no fee is due with this communication. However, if the USPTO determines that a fee is due, the Commissioner is hereby authorized to charge Deposit Account No. **09-0108**.

Respectfully submitted,

INCYTE CORPORATION



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